05-31-60

525 Hec'd PCT/PTO 30 MAY 2000

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I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post

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Date of Deposit: May 30, 2000

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Ilan Ben-Oren, Lewis Colman,

Ephraim Carlebach Boaz Giron, and Gershon Levitsky

Serial No.:

09/508,805

Filed:

March 16, 2000

For:

ISOTOPIC GAS ANALYZER

Group Art Unit:

Not Assigned



## COMMUNICATION IN RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231

Attn: Box Missing Parts

Sir:

In response to the Notice to File Missing Parts of Application dated April 28,

2000, copy attached, Applicant encloses copies of the following documents: 06/05/2000 PVILPE 00000065 09508805

Declaration and Power of Attorney (4 pages);

01 FC:254

65.00 OP

1.

2. Notification of Missing Requirements Under 35 U.S.C. 371 In The United

States Designated/Elected Office (DO/EO/US) (1 page);

- 3. Small Entity Statement (1 page);
- 4. Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) concerning a filing under 35 U.S.C. 371 (2 pages); and
- 5. check in the amount of \$65.00 for the surcharge for late filing of Declaration.

Applicant:

Ilan Ben-Oren, Lewis Colman, Ephraim Carlebach, Boaz Giron, and

Gershon Levitsky

Serial No.:

09/508,805

For:

ISOTOPIC GAS ANALYZER

Page 2

A response to the Notice to File Missing Parts is due May 28, 2000. Accordingly, this response is being timely filed.

Authorization is hereby given to charge any deficiency or credit any overpayment in the enclosed fees to Deposit Account No. 01-1785. A duplicate copy of this letter is enclosed. Please also acknowledge receipt of the enclosed documents by stamping the enclosed postcard and returning the same to us.

Respectfully submitted,

AMSTER, ROTHSTEIN & EBENSTEIN Attorneys for Applicant 90 Park Avenue New York, New York 10016 (212) 697-5995

Michael J. Berger

Registration No. 25,829

Dated: May 30, 2000

New York, New York

FORM PTO-1390 (REV 12-29-99)	U.S. DEPAR	TMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER							
TRANSMITTAL LETTER TO THE UNITED STA			22350/12							
]	DESIGNATED/ELECT	ED OFFICE (DO/EO/US)	U.S. APPLICATION NO. (If known, see 37 CFR 1.5)							
C	ONCERNING A FILIN	NG UNDER 35 U.S.C. 371	09/508,805							
INTERNATIONAL APPLICATION NO. PCT/IL98/00458		INTERNATIONAL FILING DATE 17 SEPTEMBER 1998	PRIORITY DATE CLAIMED 17 SEPTEMBER 1997							
TITLE OF INVENTION ISOTOPIC GAS ANALYZER										
APPLICANT(S) FOR DO/EO/US Ben-Oren, Colman, Carlebach, Giron, Levitsky										
Applicant l	Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:									
1.	This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.  This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.									
	This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1). A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed p									
5. 🔲	A copy of the International Application as filed (35 U.S.C. 371(c)(2))									
		(required only if not transmitted by the Interr	national Bureau).							
	b. has been transmitted by the International Bureau.									
	c. is not required, as the application was filed in the United States Receiving Office (RO/US).									
	A translation of the International Application into English (35 U.S.C. 371(c)(2)).  Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))									
	a. are transmitted herewith (required only if not transmitted by the International Bureau).									
		by the International Bureau.	·							
	c. have not been made; however, the time limit for making such amendments has NOT expired.									
	d. have not been made and will not be made.									
8.	A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).									
9. 🔽	An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).									
	A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).									
Items 11	l. to 16. below concern docume	nt(s) or information included:								
11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98.										
12.	An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.									
13.	13. A FIRST preliminary amendment.									
	A SECOND or SUBSEQUENT 1	日ってピノカー	SELLED.							
14.	A substitute specification.									
15.	A change of power of attorney a	nd/or address letter.	OTPE							
16.	Other items or information:		MAY 3 0 2000							

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)  09/508,805		INTERNATIONAL APPLICATION NO. PCT/IL98/00458			22350/12	I NUMBER		
17. The following fees are submitted:			CAL	CULATIONS	PTO USE ONLY			
	AL FEE (37 CFR 1.492							
		ination fee (37 CFR 1.482)						
	nal search fee (37 CFR I nal Search Report not pr							
International public USPTO but In	preliminary examination hternational Search Repo							
International printernational	oreliminary examination f search fee (37 CFR 1.44)							
but all claims	did not satisfy provision	fee paid to USPTO (37 CFR 1.48 s of PCT Article 33(1)-(4)	\$670.00					
International and all claims	preliminary examination satisfied provisions of I							
	ENTER APPRO	\$						
Surcharge of \$130.00 for furnishing the oath or declaration later than 20 wonder 30 months from the earliest claimed priority date (37 CFR 1.492(e)).					0.00			
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE					
Total claims	- 20		X \$18.00	\$				
Independent claims	- 3 =		X \$78.00	\$	·			
MULTIPLE DEPI	ENDENT CLAIM(S) (if ap		+ \$260.00	\$				
	TOTA	L OF ABOVE CALCULAT	rions =	\$				
Reduction of 1/2 for filing by small entity, if applicable. A Small Entity Statement must also by filed (Note 37 CFR 1.9, 1.27, 1.28).					5.00			
		SUBT	TOTAL =	\$ 65	5.00			
Processing fee of months from the	\$130.00 for furnishing t earliest claimed priority	he English translation later than	20 30 +	\$				
		TOTAL NATION	AL FEE =	\$				
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property								
		\$ 6	5.00					
				Am	ount to be refunded:	\$		
	_				charged:	\$		
a. A chec	k in the amount of \$_6	5.00 to cover the above	ve fees is enclosed	1.				
	Please charge my Deposit Account No in the amount of \$ to cover the above fee A duplicate copy of this sheet is enclosed.							
c. The Co	ne Commissioner is hereby authorized to charge any additional fees which may be required, or credit any rerpayment to Deposit Account No. <u>01-1785</u> . A duplicate copy of this sheet is enclosed.							
NOTE: Wher 1.137(a) or (b)	e an appropriate time l ) must be filed and gra	imit under 37 CFR 1.494 or 1.49 nted to restore the application to	95 has not been i pending status.	met, a	petition to rev	vive (37 CFR		
	-							
SEND ALL CORRE			14	Æ	<u> </u>			
AMSTER, ROTHSTEIN & EBENSTEIN				JRE:				
90 PARK AVENUE NEW YORK, NEW YORK 10016  MICHA NAME				AEL J. BERGER				
			25,82	9				
			REGISTR	ATION	NUMBER			

## 09/508805

FORM PCT/DO/EO/905 (December 1997)



## UNITED STATES DEÈ MENT OF COMMERCE

Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Box PCT Washington, D.C. 20231 <u>09/508,805</u> U.S. APPLICATION NO FIRST NAMED APPLICANT 5071 INTERNATIONAL APPLICATION NO.45 AMSTER ROTHSTEIN & EBENSTEIN 90 PARK AVENUE NEW YORK NY 10016 I.A.(BIGNC DATE 98 PRIORITY DATE / 04/28/00 DATE MAILED: NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) 1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark a Designated Office (37 CFR 1.494), Office as an Elected Office (37 CFR 1.495): S. Basic National Fee. Copy of the international application in: a non-English language. English. Translation of the international application into English. Oath or Declaration of inventors(s) for DO/EO/US. Copy of Article 19 amendments. Translation of Article 19 amendments into English. The International Preliminary Examination Report in English and its Annexes, if any. Translation of Annexes to the International Preliminary Examination Report into English.

Preliminary amendment(s) filed (6 M Ao 2 6 ot) and Information Disclosure Statement(s) filed and Assignment document. Power of Attorney and/or Change of Address. ☐ Substitute specification filed Statement Claiming Small Entity Status. Priority Document. Copy of the International Search Report \( \square\) and copies of the references cited therein. Other: The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371: a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date. The current translation is defective for the reasons indicated on the attached Notice of Defective Translation. b. Processing fee for providing the translation of the application and/or the Annexes later that the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)). c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917. TUNISPICAL d. Surcharge for providing the oath or declaration later that the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)). 3. Additional claim fees of \$ as a  $\square$  large entity  $\square$  small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875. ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY  $\square$  21 OR ot i 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT. The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a). 4. Translation of the Annexes MUST be submitted no later that the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date. 5. The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date. Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5) A copy of this notice MUST be returned with this response.

| PCT/DO/EO/917 | Notice of Defective Translation | PTO-875 | Notice of Defective Translation | Telephone: (703) | 305-366/ Enclosed: PCT/DO/EO/917